IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL REFERENCE NO.9 OF 2006

S.V. Deo, Member,
Industrial Court, Mumbai. ....Petitioner
V/s.
V.T. Mirajkar ....Respondent

Ms.P.H. Kantharia, APP for the State.
Mr.K.K. Singhvi, Senior Counsel with Mr.R.S. Pai for the Respondent.

CORAM : F.I. REBELLO, &
S.J. VAZIFDAR, JJ.
DATED : 6TH FEBRUARY, 2007.

P.C. :

1. The Respondent present in person. The learned APP has submitted a draft charge. The following charge is accordingly framed :-

> "You V.T. Mirajkar, an Advocate, appeared in the Industrial Court, Mumbai on 18.8.2006 at 11.20 a.m., you shouted on top of your voice at the Member, Industrial Court that you be heard immediately and ad-interim order be passed. You also stated arrogantly that you had received complaint from the Member of the Labour Law Practitioner's Association that the Member, Industrial Court Smt.S.V. Deo was not granting ad-interim relief in new

matters and if your matter was not taken up immediately, you as the President of Labour Law Practitioner's Association will pass Resolution against Smt.S.V.Deo, Member, Industrial Court.

You have thus given threat to Smt.S.V. Deo, Member, Industrial Court, Mumbai.

This act of yours has scandalized and lowered the authority of the Court and therefore, you are guilty of committing criminal contempt under section 2(c)(i) of the Contempt of Court Act, 1971. You are therefore, liable for punishment under the Contempt of Courts Act, 1971."

2. The Respondent, who is present in Court, points out that earlier he has tendered his apology by his letter dated 22.9.2006. He once again reiterate that he offers an unconditional apology and that he will not repeat the same. The statement made on behalf of the Respondent is accepted. The Petitioner is admonished for his conduct.

3. With the above observations, the Criminal Reference is disposed of.

(S.J. VAZIFDAR, J.) (F.I. REBELLO, J.)